

**Special Magistrate WaterWorks 2011 Hearing
City Commission Meeting Room
Judge Floyd Hull, Presiding
April 26, 2010
10:00 A.M. – 10:33 A.M.**

Staff Present:

Brian McKelligett, Clerk of the Special Magistrate, Supervisor
Lori Grossfeld, Clerk III
Erin Peck, Secretary, WaterWorks Special Magistrate
Traci Pollock, WaterWorks 2011 Adm. Manager
Heather Steyn, WaterWorks 2011 Public Involvement Coordinator

Respondents and Witnesses:

CE09070927: Michelle Bonder, bank representative
CE09071038: Adis Melba Haber, owner's sister
CE09071877; CE09062499: Ingrid Fadil, bank attorney
CE09062499: Pierre Toussaint, owner
CE10011007: Goran Dragoslavic, owner
CE09071951: Juan Petrizzo, owner
CE09040684: Carlos Alberto Montoya, real estate agent, Lewis Colon, owner
CE09062489: Shirley Ceinor, owner

NOTE: All individuals who presented information to the Special Magistrate during these proceedings affirmed they would speak only the truth.
The meeting was called to order at 10:00 A.M.

Case: CE09071038

Request for extension

Omar Haber Jr
1460 Southwest 32 Court

This case was first heard on 1/25/10 to comply by 4/25/10. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 4/26/10.

Ms. Adis Melba Haber, the owner's sister, presented a letter her brother had written, explained that he was out of town on business and requesting an extension. Inspector Steyn said Mr. Haber had contacted her and she did not object to the request for an extension.

Judge Hull granted a 91-day extension during which time no fines would accrue.

Case: CE10011007

Max LLC
1830 West Broward Boulevard

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Mr. Goran Dragoslavic, owner, explained he had been disputing the connection fee for two of his buildings and the City had reduced it by \$3,000. Mr. Dragoslavic requested 90 days. Inspector Steyn did not object to the request.

Judge Hull granted a 91-day extension, during which time no fine would accrue.

Case: CE09040684 Request for extension
Aurelia & Lewis Colon
2940 Southwest 11 Street

This case was first heard on 5/18/09 to comply by 6/17/09. Violations and extensions were as noted in the agenda. The property was not complied and fines had accrued to \$23,800.

Mr. Lewis Colon, owner, said the house was being short-sold and the buyer had agreed to make the sewer connection.

Mr. Carlos Alberto Montoya, real estate agent, requested a 91-day extension.

Judge Hull granted a 91-day extension during which time no fines would accrue.

Case: CE09071877
Thomas & Amy Wimer
1724 Southwest 12 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Ms. Ingrid Fadil, bank attorney, reported the property was in foreclosure and the bank was unable to contact the owners. She requested 90 days. Ms. Fadil stated the bank had filed the foreclosure on February 12. She did not know if the bank was maintaining the property. Inspector Steyn recommended imposition of the fines.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09062499

Pierre Toussaint
3629 Southwest 14 Street

This case was first heard on 10/26/09 to comply by 1/25/10. Violations and extensions were as noted in the agenda. The property was complied, fines had accrued to \$2,700 and the City was requesting imposition of \$1,110 for administrative costs.

Mr. Pierre Toussaint, owner, said the work had been completed two days after the last hearing and he did not know why fines had accrued.

Ms. Ingrid Fadil, bank attorney, stated the homeowners were working on a loan modification.

Judge Hull imposed the \$1,100 fine.

Case: CE09070927

Dale Adams, Dale S Adams Trustee
1424 Southwest 31 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Inspector Steyn explained the owner had passed away, and recommended a 120-day extension.

Judge Hull granted a 120-day extension, during which time no fines would accrue.

Case: CE09071951

Request for extension

Juan Carlos Petrizzo
2830 Southwest 19 Terrace

This case was first heard on 1/25/10 to comply by 4/25/10. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 4/26/10.

Mr. Juan Petrizzo, owner, requested a 90-day extension because he could not afford to pay for the connection right now. Inspector Steyn did not object to the request.

Judge Hull granted a 91-day extension during which time no fines would accrue.

Case: CE09062489

Shirley Ceinor & Francis Auguste
3900 Southwest 13 Court

Service was via posting on the property on 3/25/10 and at City Hall on 4/1/10.

28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied.

Ms. Shirley Ceinor, owner, requested 90 days, and stated she was only aware of the situation on April 5 because this was a tenant occupied building.

Judge Hull found in favor of the City and ordered compliance within 91 days or a fine of \$100 per day would begin to accrue.

Case: CE10011055
Deocleber Martins
450 Southwest 22 Avenue

Service was via posting on the property on 3/25/10 and at City Hall on 4/1/10.

28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE10030160
Wells Fargo Bank NA
1350 Southwest 24 Avenue

Certified mail sent to the owner was accepted on 3/22/10.

28-33(a)
NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE10011015

Mary Der Ovanesian, Trustee
Mary Der Ovanesian Revocable Living Trust
1745 West Las Olas Boulevard

Certified mail sent to the owner was accepted on 3/20/10.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 91 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 91 days or a fine of \$100 per day would begin to accrue.

Case: CE10010728

Dorothy Ann Davis
1760 Southwest 2 Street

Service was via posting on the property on 3/25/10 and at City Hall on 4/1/10.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE10030159

Wells Fargo Bank NA Trustee
1835 Southwest 4 Avenue

Certified mail sent to the owner was accepted on 3/22/10.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE10030113

SWK4 LLC
2875 Southwest 18 Terrace

Certified mail sent to the owner was accepted on 3/18/10 and certified mail sent to the registered agent was accepted on 3/18/10.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE10030110

US Bank National Association
C/O Wilshire Credit Corp
3128 Southwest 12 Place

Certified mail sent to the owner was accepted on 3/25/10.

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE10030109

HSBC Bank USA
C/O Litton Loan Servicing
3727 Southwest 12 Court

Certified mail sent to the owner was accepted [no date].

28-33(a)

NOT CONNECTED TO CITY'S SANITARY SEWER SYSTEM.

Ms. Steyn reported the property was not complied and recommended ordering compliance within 61 days or a fine of \$100 per day.

Judge Hull found in favor of the City and ordered compliance within 61 days or a fine of \$100 per day would begin to accrue.

Case: CE09070825

Roderick L McGee
516 Southwest 19 Street

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09070844

Croissant Park Investment LLC
829 Southwest 18 Street

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09070852

Nicholas & Craig Ziadie
1227 Southwest 18 Avenue

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09070899

Toby Dewayne White
1310 Southwest 32 Street

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071019

Elsa Beltran
1433 Southwest 33 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071077

Port Everglades Service Station LLC
1490 State Road 84

This case was first heard on 1/25/10 to comply by 2/24/10. Violations were as noted in the agenda. The property was complied, fines had accrued to \$100 and the City was recommending no fine be imposed

Judge Hull imposed no fine.

Case: CE09071093

Martyn Walker & Nicole Halliwell
1513 Southwest 12 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071306

Marie Louise Brisland
1604 Southwest 12 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071319

American One Inc
1616 Davie Boulevard

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071872

Kimberly A Stimson
1708 Southwest 12 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071875

Johanne Gaster
1713 Southwest 12 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071945

Dorothy M Cox Trust
1845 Southwest 4 Avenue

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09071965

Clint F Cunningham
2831 Southwest 18 Terrace

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09062392

LaSalle Bank National Association Trustee
C/O David J. Stern PA
3665 Southwest 12 Place

This case was first heard on 10/26/09 to comply by 11/25/09. Violations and extensions were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$9,000 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$9,000 fine, which would continue to accrue until the property complied.

Case: CE09062622

Jose C & Aimee M Arevalo
3716 Southwest 13 Court

This case was first heard on 2/22/10 to comply by 3/24/10. Violations were as noted in the agenda. The property was not complied and the City was requesting imposition of a \$3,200 fine, which would continue to accrue until the property complied.

Judge Hull imposed the \$3,200 fine, which would continue to accrue until the property complied.

Case: CE09040603

Richard & Saraswati D Bachan
2817 Southwest 8 Street

This was a request to vacate the Order dated 11/23/09.

Judge Hull vacated the order dated 11/23/09.

Case: CE09070907

Request for extension

Marc & Misty Moskowitz
1400 Southwest 13 Court

This case was first heard on 1/25/10 to comply by 4/25/10. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 4/26/10. Inspector Steyn had recommended a 91-day extension.

Judge Hull granted a 91-day extension during which time no fines would accrue.

Case: CE09071107

Request for extension

Joshua Gulbranson
1540 Southwest 27 Court

This case was first heard on 1/25/10 to comply by 4/25/10. Violations were as noted in the agenda. The property was not complied and fines would begin to accrue on 4/26/10. Inspector Steyn had recommended a 61-day extension.

Judge Hull granted a 61-day extension during which time no fines would accrue.

Cases Complied

Mr. McKelligett announced that the below listed cases were complied. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE10030112

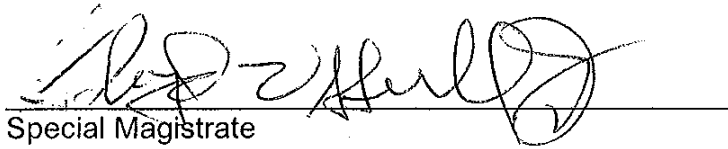
Cases Withdrawn

Mr. McKelligett announced that the below listed cases had been withdrawn. Additional information regarding respondents, violations, etc. can be found in the agenda, which is incorporated into this record by reference:

CE09071939

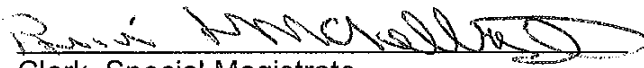
CE10011513

There being no further business, the hearing was adjourned at **10:33 a.m.**



Special Magistrate

ATTEST:



Clerk, Special Magistrate

Minutes prepared by J. Opperee, Prototype Services